

Electronically Filed
Date of Deposit: September 21, 2010

Attorney Docket No. 28069-546001US

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Parikh et al.

CONFIRMATION NO.: 7862

APPLICATION NO: 09/443,863

EXAMINER: Gollamudi S. Kishore

FILING DATE: November 19, 1999

ART UNIT: 1612

FOR: PROCESS FOR PREPARING A RAPIDLY DISPERSING SOLID DRUG DOSAGE FORM

VIA EFS

Response to August 11, 2010 Final Office Action

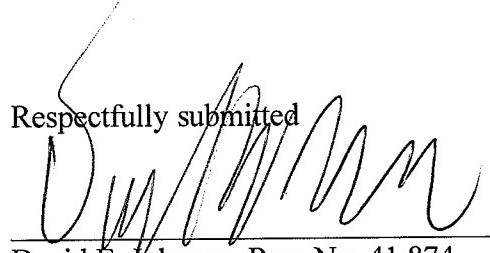
In response to the August 11, 2010 Final Office Action, please consider the following remarks.

The only issues remaining in this case are the rejections for obviousness-type double-patenting of claims 50-52, 54, 56-75, 77, 79-95, 97-104 and 108-131 in view of claims 1-11 of U.S. Patent No. 5,922,355 (“the ‘355 patent”) in combination with either US Patent No. 5,976,577 (“Green”) or US Patent No. 6,475,510, (“Venkatesh,”), and, separately, of these claims over the combination of USSN10/260,788 (“the ‘788 application”), Green, and Venkatesh. While not agreeing with the Examiner’s rejection, in the interests of expediting prosecution Applicants enclose a terminal disclaimer disclaiming the term of a patent issuing from the instant application to the extent it extends beyond the expiration date of the ‘355 patent and the expiration date of a patent issuing from the ‘788 application. Applicants request withdrawal of the rejections for obviousness-type double patenting.

Parikh et al.
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Applicants believe that the application is in condition for allowance and request an action for same. Please charge any additional fees that may be due, or credit any overpayment, to Deposit Account No. 50-0311, Attorney Reference No. 28069-546001US.

Respectfully submitted



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ACTIVE 4910091v.1